

Moran (VA) Rodriguez
 Murphy Rogers (AL)
 Murtha Rogers (KY)
 Musgrave Rogers (MI)
 Myrick Rohrabacher
 Nadler Ros-Lehtinen
 Napolitano Ross
 Neal (MA) Rothman
 Nethercutt Roybal-Allard
 Neugebauer Royce
 Ney Ruppertsberger
 Northup Rush
 Norwood Ryan (OH)
 Nunes Ryan (WI)
 Nussle Ryan (KS)
 Oberstar Sabo
 Obey Sanchez, Linda
 Olver T.
 Ortiz Sanchez, Loretta
 Osborne Sanders
 Ose Sandlin
 Otter Saxton
 Owens Schakowsky
 Oxley Schiff
 Pallone Schrock
 Pascrell Scott (GA)
 Pastor Scott (VA)
 Payne Sensenbrenner
 Pearce Serrano
 Pelosi Sessions
 Pence Shadegg
 Peterson (MN) Shaw
 Peterson (PA) Shays
 Petri Sherwood
 Pickering Shimkus
 Pitts Shuster
 Platts Simmons
 Pombo Simpson
 Pomeroy Skelton
 Porter Slaughter
 Price (NC) Smith (MI)
 Pryce (OH) Smith (NJ)
 Putnam Smith (TX)
 Radanovich Smith (WA)
 Ramstad Snyder
 Rangel Solis
 Regula Souder
 Rehberg Spratt
 Renzi Stearns
 Reyes Stenholm
 Reynolds Strickland

NAYS—8

Conyers Kucinich
 Dingell McDermott
 Flake Paul

ANSWERED "PRESENT"—1

Hinchey

NOT VOTING—17

Ballenger DeMint
 Burr Fletcher
 Buyer Gephardt
 Cubin Holden
 Davis (FL) Hunter
 Davis (IL) John

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised that 2 minutes remain in this vote.

□ 1849

Mr. HILL changed his vote from "nay" to "yea."

So (two-thirds having voted in favor thereof) the rules were suspended and the Senate amendments were concurred in.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

FLOOD INSURANCE REFORM ACT OF 2003

The SPEAKER pro tempore (Mr. OSE). The pending business is the question of suspending the rules and passing the bill, H.R. 253, as amended.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Ohio (Mr. NEY) that the House suspend the rules and pass the bill, H.R. 253, as amended, on which the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 352, nays 67, not voting 15, as follows:

[Roll No. 655]

YEAS—352

Abercrombie Diaz-Balart, M.
 Ackerman Dicks
 Aderholt Dingell
 Alkin Doggett
 Allen Dooley (CA)
 Andrews Doyle
 Baca Dreier
 Bachus Edwards
 Baird Ehlers
 Baker Emanuel
 Baldwin Engel
 Ballance English
 Barrett (SC) Eshoo
 Bass Etheridge
 Beauprez Evans
 Becerra Everrett
 Bell Farr
 Bereuter Fattah
 Berkley Feeney
 Berman Filner
 Biggert Flake
 Bishop (GA) Foley
 Bishop (NY) Forbes
 Blackburn Ford
 Blumenauer Fossella
 Boehlert Frank (MA)
 Boehner Frost
 Bonilla Gallegly
 Bono Garrett (NJ)
 Boozman Gilchrest
 Boswell Gillmor
 Bradley (NH) Gingrey
 Brady (PA) Gonzalez
 Brady (TX) Goode
 Brown (OH) Goodlatte
 Brown (SC) Gordon
 Brown, Corrine Goss
 Brown-Waite, Granger
 Ginny Graves
 Burgess Green (TX)
 Burns Green (WI)
 Burton (IN) Greenwood
 Calvert Grijalva
 Camp Gutierrez
 Cantor Gutknecht
 Capps Hall
 Capuano Harman
 Cardin Harris
 Cardoza Hart
 Carson (IN) Hayes
 Carson (OK) Hayworth
 Carter Hefley
 Case Hensarling
 Castle Hill
 Chabot Hinchey
 Chocola Hinojosa
 Clay Hobson
 Clyburn Hoeffel
 Coble Hoekstra
 Cole Holt
 Collins Honda
 Conyers Hooley (OR)
 Cooper Houghton
 Cox Hoyer
 Cramer Hunter
 Crane Hyde
 Crenshaw Inslee
 Crowley Isakson
 Culberson Israel
 Cummings Istook
 Cunningham Jackson (IL)
 Davis (AL) Jackson-Lee
 Davis (CA) (TX)
 Davis (TN) Jenkins
 Davis, Jo Ann Johnson (CT)
 Davis, Tom Johnson (IL)
 Deal (GA) Johnson, E. B.
 DeFazio Johnson, Sam
 DeGette Jones (NC)
 Delahunt Jones (OH)
 DeLauro Kanjorski
 DeLay Kaptur
 Diaz-Balart, L. Keller

Pastor
 Payne
 Pelosi
 Pence
 Petri
 Pickering
 Pitts
 Platts
 Pomeroy
 Porter
 Portman
 Price (NC)
 Pryce (OH)
 Putnam
 Radanovich
 Ramstad
 Rangel
 Regula
 Renzi
 Reyes
 Reynolds
 Rodriguez
 Rogers (AL)
 Rogers (KY)
 Rogers (MI)
 Ros-Lehtinen
 Ross
 Rothman
 Roybal-Allard
 Royce
 Ruppertsberger
 Rush
 Ryan (OH)
 Ryan (WI)
 Ryan (KS)
 Sabo

Kelly
 Kennedy (MN)
 Kennedy (RI)
 Kildee
 Kilpatrick
 Kind
 King (IA)
 King (NY)
 Kingston
 Kirk
 Kleczka
 Kline
 Knollenberg
 Kolbe
 Kucinich
 LaHood
 Lampson
 Langevin
 Lantos
 Larson (CT)
 Latham
 LaTourette
 Leach
 Lee
 Levin
 Lewis (KY)
 Linder
 Lipinski
 Lofgren
 Lowey
 Lucas (KY)
 Lucas (OK)
 Lynch
 Majette
 Maloney
 Manzullo
 Markey
 Marshall
 Matheson
 Matsui
 McCarthy (MO)
 McCarthy (NY)
 McCollum
 McCotter
 McCrery
 McDermott
 McGovern
 McHugh
 McIntyre
 McNulty
 Meehan
 Meeks (NY)
 Menendez
 Mica
 Michaud
 Millender-
 McDonald
 Miller (MI)
 Miller (NC)
 Miller, Gary
 Holt
 Miller, George
 Moore
 Moran (KS)
 Moran (VA)
 Murphy
 Murtha
 Myrick
 Nadler
 Napolitano
 Neal (MA)
 Neugebauer
 Ney
 Northup
 Nussle
 Oberstar
 Obey
 Olver
 Ortiz
 Osborne
 Owens
 Oxley
 Pallone
 Pascrell

NAYS—67

Alexander
 Bartlett (MD)
 Barton (TX)
 Berry
 Bilirakis
 Bishop (UT)
 Blunt
 Bonner
 Boucher
 Boyd
 Cannon
 Capito
 Costello
 Deutsch
 Doolittle
 Duncan
 Dunn
 Emerson
 Ferguson
 Franks (AZ)
 Frelinghuysen
 Gerlach
 Gibbons

NOT VOTING—15

Ballenger
 Burr
 Buyer
 Cubin
 Davis (FL)
 Davis (IL)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised 2 minutes remain in this vote.

□ 1857

Mr. GERLACH changed his vote from "yea" to "nay."

So (two-thirds having voted in favor thereof) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

TEMPORARY EXTENSION OF PROGRAMS UNDER SMALL BUSINESS ACT AND SMALL BUSINESS INVESTMENT ACT OF 1958 THROUGH MARCH 15, 2004

Mr. SCHROCK. Mr. Speaker, I ask unanimous consent to take from the

Speaker's table the Senate bill (S. 1895) to temporarily extend the programs under the Small Business Act and the Small Business Investment Act of 1958 through March 15, 2004, and for other purposes, and ask for its immediate consideration in the House.

The Clerk read the title of the Senate bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Virginia?

There was no objection.

The Clerk read the Senate bill, as follows:

S. 1895

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. EXTENSION OF PROGRAM AUTHORITY.

(a) IN GENERAL.—Any program, authority, or provision, including any pilot program, authorized under the Small Business Act (15 U.S.C. 631 et seq.) or the Small Business Investment Act of 1958 (15 U.S.C. 661 et seq.) as of September 30, 2003, that is scheduled to expire on or after September 30, 2003 and before March 15, 2004, shall remain authorized through March 15, 2004, under the same terms and conditions in effect on September 30, 2003.

(b) EXCEPTION.—Notwithstanding subsection (a), section 303(g)(2) of the Small Business Investment Act of 1958 (15 U.S.C. 683(g)(2)) is amended by striking "1.38 percent" and inserting "1.46 percent".

The Senate bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

ANNOUNCEMENT OF INTENTION TO OFFER MOTION TO INSTRUCT CONFEREES ON H.R. 2660, DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2004

Mr. MARKEY. Mr. Speaker, pursuant to clause 7(c) of House rule XXII, I hereby notify the House of my intention tomorrow to offer the following motion to instruct on House conferees on H.R. 2660, the fiscal year 2004 Labor-HHS-Education and Related Agencies Appropriations Act.

The form of the motion is as follows:

Mr. MARKEY moves that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the Senate amendment to the bill H.R. 2660 be instructed to recede to the Senate funding level for the Low Income Home Energy Assistance Program (LIHEAP).

□ 1900

ANNOUNCEMENT OF INTENTION TO OFFER MOTION TO INSTRUCT CONFEREES ON H.R. 2660, DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2004

Mr. POMEROY. Mr. Speaker, pursuant to clause 7(c) of the House rule

XXII, I hereby notify the House of my intention tomorrow to offer the following motion to instruct House conferees on H.R. 2660, the Departments of Health and Human Services, Education, and Related Agencies Appropriations Act of 2004.

The form of the motion is as follows:

I move that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the bill, H.R. 2660, be instructed to agree a level of \$8,410,000,000 for the Limitation on Administrative Expenses of the Social Security Administration, as proposed by the Senate.

MOTION TO INSTRUCT CONFEREES ON H.R. 1, MEDICARE PRESCRIPTION DRUG AND MODERNIZATION ACT OF 2003

Mr. INSLEE. Mr. Speaker, I offer a motion to instruct.

The Clerk read as follows:

Mr. INSLEE moves that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the Senate amendment to the bill H.R. 1 be instructed as follows:

(1) To reject the provisions of subtitle C of title II of the House bill.

(2) To reject the provisions of section 231 of the Senate amendment.

(3) Within the scope of conference, to increase payments by an amount equal to the amount of savings attributable to the rejection of the aforementioned provisions to—

(A) raise the average standardized amount for hospitals in rural and other urban areas to the level of the rate for those in larger urban areas; and

(B) to raise the physicians' work geographic index for any locality in which such index is less than 1.0 to a work geographic index of 1.0.

(4) To insist upon section 601 of the House bill.

The SPEAKER pro tempore (Mr. OSE). Pursuant to clause 7 of rule XXII, the gentleman from Washington (Mr. INSLEE) and the gentleman from Florida (Mr. BILIRAKIS) each will control 30 minutes.

The Chair recognizes the gentleman from Washington (Mr. INSLEE).

(Mr. INSLEE asked and was given permission to revise and extend his remarks.)

Mr. INSLEE. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, we are bringing a motion today on this most important of issues in an effort to give seniors what they deserve, which is a real guaranteed prescription drug benefit under Medicare. Unfortunately, unless we pass this motion, or some equivalent motion, the generation that fulfilled their duties on Iwo Jima, that is The Greatest Generation, will not get a first class double-A rated guaranteed prescription drug benefit under Medicaid. They will get something approaching the flimflam that they have had for so long from the United States Congress.

Mr. Speaker, we are here to offer a motion which will boldly instruct the conferees to cure both a sin of commission and a sin of omission in their plan. Now, let me address those sins of commission and omissions.

First, there are multiple sins of omission from the proposal of the conferees we have heard to date, one of which is their abject and total failure to do anything for America's senior citizens to restrict the incredible rise in drug prices they have been experiencing. And, Mr. Speaker, certain other motions will address that issue. But it is amazing to me that at the moment in time when our seniors are yelling, and justifiably so, about the incredible rise in their drug prices, that not only does this conference report refuse to do anything affirmative about it, it has actually shackled Uncle Sam from doing anything about it and from negotiating better drug prices. That is a sin of omission that other motions have dealt with.

Mr. Speaker, this motion deals with two other fundamental ones that need to be remedied. One is to prevent this conference report from driving a dagger through the heart of Medicare by privatizing this entire system, which this conference report would result in as sure as God made little green apples. And it would do so slowly but surely by this nefarious plan to force every single senior citizen to either accept a privatized system in the morass of the insurance industry, or to accept essentially higher premiums and less coverage. That is a sin of commission.

But there is a sin of omission as well that our motion would cure, and that is the fact that we are not providing adequate reimbursement to physicians, to providers, to nurses, to physical therapists, to oncologists who treat our senior citizens. And as a result of these low payments, as a result of these low payments now in the State of Washington, over 50 percent of the physicians are no longer taking new Medicare patients. Why not? They cannot afford to under the reimbursement rates. And are we fixing this problem in this bill? No.

Over 50 percent of the people in the State of Washington now go to try to get their physicians and they are not being accepted. And, frankly, a prescription drug benefit that does not solve this problem is not going to be a solution to the problem. It does no good to have a prescription drug benefit if you cannot get into a physician to have a prescription written for you. Half the doctors in the State cannot afford to do it right now, because under the Republican plan, in order to fund the tax cuts for Enron, we are adopting measures to screw down Medicare and to screw down benefits over the long term under the Medicare system.

Now, there is a tricky little effort that slowly but surely will accomplish former Representative Newt Gingrich's great dream, which is to see Medicare wither on the vine. And it will accomplish it by saying a few years out from now, people who want to stay in the Medicare system to get a guaranteed benefit would be forced either to go into a privatized system at the whim of the insurance industry or accept less